

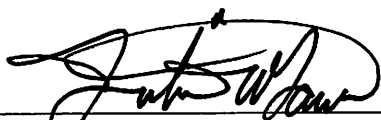
▶ **Oneida County District Attorney's**

235 Elizabeth Street, Utica NY 13501
Phone: 315-798-5766

TO: Grant Garramone

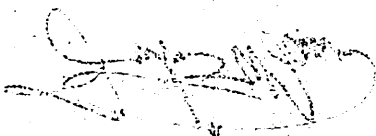
The enclosed DVD is a hard copy of the data from October 1st, 2019 – September 30th, 2020 from SP Syracuse, SP Schuyler and SP Junius Ponds Draeger's, which comprises of all the stations in Zone 3, Troop T on the New York State Thruway. All the data is in PDF format. Please e-mail the Discovery officer for any questions which is located on the other letter enclosed.

Sincerely yours,



Justin Lowe
FITS Trooper, Troop T zone 3
New York State Police
10/15/2020

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Dear District Attorneys and Discovery Officers,

Below is information for you on the production of previously unavailable data from the Draeger Alcotest 9510 breath test instruments. If you have any questions, you may contact your Troop Discovery Officer or NYSPDiscovery@troopers.ny.gov.

It was recently discovered that the Draeger Alcotest 9510 breath test instruments collect some data that is not printed out on either the LAB-23 or LAB-23D forms. That information is sent to a computer server but not processed through TraCS. Previously, the only way to access that information was by physically delivering the instrument to the New York State Police Forensic Investigation Center.

However, new access has been built to the server that holds the Draeger instrument data and Troop Discovery Officers will now have access to that data so that it may be provided to the District Attorney's Office for discovery purposes. This data will be exported from the server "as is" and provided as a .pdf document. A sample of what the document will look like is attached. Please note that the redactions in the attached example have been added for privacy – in an actual case, there will be no redactions in the document provided to you.

How and when the Draeger instrument data will be provided to District Attorney's Offices will depend on the date of the test.

For tests on or after October 1, 2020, Draeger instrument data will be included in the discovery packet and will automatically be provided. If it is missing from the discovery packet, please request it directly from the arresting Trooper. Draeger instrument data has been added to the GENL-118 Discovery Checklist.

For tests from October 1, 2019 to September 30, 2020, Troop Discovery Officers will be collecting and organizing the data for all tests in their Troop during that time period. They will then provide all data that may relate to cases in a particular county to that county's District Attorney's Office in one delivery. That delivery of data should occur sometime during October 2020. Depending on the amount of data, it may be sent via encrypted e-mail(s) to the individual in the District Attorney's Office previously designated for receipt of discovery materials or it may be hand delivered to the office on a disk or USB drive.

For tests prior to October 1, 2019, a District Attorney's office will have to request the Draeger instrument data via e-mail to their Troop Discovery Officer. For each test requested, the e-mail should contain 1) the date and time of the test, 2) the defendant's name, and 3) the instrument number (ex. ARAH-1234). The Troop Discovery Officer will then collect the data for that test and send it back to the requesting prosecutor via encrypted e-mail.

As a reminder, the Troop Discovery Officers' e-mail addresses are:

Troop A	<u>A.Discovery@troopers.ny.gov</u>
Troop B	<u>B.Discovery@troopers.ny.gov</u>
Troop C	<u>C.Discovery@troopers.ny.gov</u>
Troop D	<u>D.Discovery@troopers.ny.gov</u>
Troop E	<u>E.Discovery@troopers.ny.gov</u>
Troop F	<u>F.Discovery@troopers.ny.gov</u>
Troop G	<u>G.Discovery@troopers.ny.gov</u>
Troop K	<u>K.Discovery@troopers.ny.gov</u>
Troop L	<u>L.Discovery@troopers.ny.gov</u>
Troop NYC	<u>M.Discovery@troopers.ny.gov</u>
Troop T	<u>T.Discovery@troopers.ny.gov</u>

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Second paragraph of the main body of text, continuing the faint, illegible content.

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